

Re: Fw: Meeting on Upper Animas Strategy

Steven Way to: Sabrina Forrest

08/04/2010 04:40 PM

From: Steven Way/R8/USEPA/US

To:

Sabrina,

I met with Richard and Mike regarding the EPR view of the world for the Upper Animas. In short, I explained that we have met with Carol and Martin and the direction that was provided was to develop a plan one way or the other to address the water quality problem in the Upper Animas from the mine district. IF that includes an NPL proposal then do that, if there is an option to effectively address the problem under removal with a PRP action and working with the State that's Ok too. But, the status quo is not acceptable relative to declining WQ and uncontrolled discharges.

So, the need for an understanding of the PRP status - relative contribution and viability needs to be done to help allow for a decision about whether there really is an option to listing or not. I suggested that if we know the answer by March that would be good timing to allow a decision to go ahead or not with a proposed listing if that's the decision. In the meantime, discussion with the State, BLM, etc would be needed to resolve concerns about what this might look like.

The main question that Mike and Richard have right now is the scope of the area of concern. Is the main source area limited to Cement Creek, which would mean the primary sources are Upper Gold King, Red & Bonita, Mogul and the American Tunnel. Or, are there other areas that need to be investigated for PRP activity - i.e. other drainage basins that are critical to meeting WQ in the Upper Animas. Essentially they want to make sure that their search is consistent with where a potential action is needed to meet the main objectives for Removal or Remedial Actions. So, if you can identify other areas if there are more than Cement Creek and the key mines to consider that is what they need.

We agreed that a meeting with David, Johanna, you, and me and ENF would probably be adequate until we have some solid recommendations. David agreed that is not necessarily the time to head to meet with Martin and Carol. (he and I talked immediately after my discussion with Richard and Mike.)

Steve

Emergency Response Program (8EPR-SA)
US EPA Region 8
1595 Wynkoop Street
Denver, CO 80202-1129

Office: 303-312-6723

Sabrina Forrest---08/03/2010 09:04:53 PM---Thanks for taking this up -----Richard Sisk/R8/USEPA/US wrote: -----
To: Sabrina Forrest/R8/USEPA/U

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To: Richard Sisk/R8/USEPA/US@EPA

Cc: .Martin Hestmark/R8/USEPA/US@EPA, "Cohn, Matthew" <cohn.matthew@epa.gov>, Kelcey Land/R8/USEPA/US@EPA, Mike Rudy/R8/USEPA/US@EPA, Steven Way/R8/USEPA/US@EPA, Steven Merritt/R8/USEPA/US@EPA, David Ostrander/R8/USEPA/US@EPA, Johanna Miller/R8/USEPA/US@EPA

Date: 08/03/2010 09:04 PM
Subject: Re: Fw: Meeting on Upper Animas Strategy

Thanks for taking this up

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From: Richard Sisk/R8/USEPA/US
Date: 08/03/2010 09:08AM
Cc: Jonathan Miller/RTP/USEPA/US@EPA
Subject: Fw: Meeting on Upper Animas Strategy

All - Martin is not available for the meeting on the 11th, so I am trying to reschedule this meeting when Carol Campbell is back in the office. From the note below, Carol has some time the week of the 23rd or 30th of August. I have asked Penney for some exact times during these weeks when Carol is available. When I get that specific information, I will forward to you all and see if we can set something up.

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----- Forwarded by Richard Sisk/R8/USEPA/US on 08/03/2010 09:02 AM -----

From: Penney Trujillo/R8/USEPA/US
To: Richard Sisk/R8/USEPA/US@EPA
Date: 08/03/2010 08:32 AM
Subject: Re: Fw: Meeting on Upper Animas Strategy

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Thanks,
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Richard Sisk---08/02/2010 08:46:30 AM---Penney - That is right. Thanks. Richard Sisk Attorney

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Cc: Penney Trujillo/R8/USEPA/US@EPA
Date: 07/28/2010 11:44 AM
Subject: Meeting on Upper Animas Strategy

It appears that everyone listed above is available for a strategy meeting on the Upper Animas on August 11th at 1:00 pm. If there are others that should be invited, please invite them and please make sure this time and date are on your calendars.

Penny - Is the Platte River room available for this meeting? If yes, could you schedule it for us? Thanks

Mike Rudy and I asked for this meeting after we received a request to determine the viability of Sunnyside Mining Corp as a PRPs for this Site. Before enforcement begins extensive work on a PRP search, we felt it was important to understand what EPA's strategy is regarding this Site since in the past Superfund has taken a hands off approach. We want to be able to develop the enforcement strategy around EPA's technical strategy at this Site.

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E-mail: sisk.richard@epa.gov

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Date: 07/28/2010 11:44 AM
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Date: 08/03/2010 09:08AM
Cc: Jonathan Miller/RTP/USEPA/US@EPA
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----- Forwarded by Richard Sisk/R8/USEPA/US on 08/03/2010 09:02 AM -----

From: Penney Trujillo/R8/USEPA/US
To: Richard Sisk/R8/USEPA/US@EPA
Date: 08/03/2010 08:32 AM
Subject: Re: Fw: Meeting on Upper Animas Strategy

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Cc: Penney Trujillo/R8/USEPA/US@EPA
Date: 07/28/2010 11:44 AM
Subject: Meeting on Upper Animas Strategy

It appears that everyone listed above is available for a strategy meeting on the Upper Animas on August 11th at 1:00 pm. If there are others that should be invited, please invite them and please make sure this time and date are on your calendars.

Penny - Is the Platte River room available for this meeting? If yes, could you schedule it for us? Thanks

Mike Rudy and I asked for this meeting after we received a request to determine the viability of Sunnyside Mining Corp as a PRPs for this Site. Before enforcement begins extensive work on a PRP search, we felt it was important to understand what EPA's strategy is regarding this Site since in the past Superfund has taken a hands off approach. We want to be able to develop the enforcement strategy around EPA's technical strategy at this Site.

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From: Richard Sisk/R8/USEPA/US
Date: 08/03/2010 09:08AM
Cc: Jonathan Miller/RTP/USEPA/US@EPA
Subject: Fw: Meeting on Upper Animas Strategy

All - Martin is not available for the meeting on the 11th, so I am trying to reschedule this meeting when Carol Campbell is back in the office. From the note below, Carol has some time the week of the 23rd or 30th of August. I have asked Penney for some exact times during these weeks when Carol is available. When I get that specific information, I will forward to you all and see if we can set something up.

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